

FILED IN DISTRICT COURT
OKLAHOMA COUNTY 115

MAR 30 2023

RICK WARREN MISDEMEANOR FORM I
COURT CLERK Revised - 2/96

BLIND PLEA

18

**IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA**

STATE OF OKLAHOMA

Plaintiff,

vs.

Gregory Cornell Butler Jr.

Defendant.

1 / 7452
Defendant's Social Security Number

Case Number CM- 20-3083

Case Number CM-

Case Number CM-

Case Number CM-

Case Number CM-

**JUDGMENT AND SENTENCE NO CONTEST
and SUMMARY OF FACTS ON PLEA OF GUILTY
MISDEMEANOR (NO CONTEST ACCEPTED
OVER STATE'S DETENTION)**

1. Is the name just read to you your true name? (Defendant initials yes or no) YES ☒ or NO ☐
2. Is your age 24 years; and is your date of birth [redacted] 98? YES ☒ or NO ☐
3. Is Lance Phillips your lawyer? YES ☒ or NO ☐
4. Are you taking any kind of medication? YES ☒ or NO ☐
 - a. If yes, what kind and when did you take it?
 - b. If yes, does this medication affect your judgment now? YES ☐ or NO ☒
5. Have you been prescribed any medication that you should be taking, but that you are not taking? YES ☐ or NO ☒
 - a. If yes, what kind and when should you have taken it?
 - b. If yes, does not taking this medication affect your judgment now? YES ☐ or NO ☐
6. Have you ever been seen by a doctor or confined in a hospital for mental illness? YES ☐ or NO ☒

If yes, explain: _____
7. Counselor, do you have any reason to believe your client is not mentally competent to appreciate and understand the nature, purpose and consequences of this proceeding, and to assist you in presenting any defense that may exist to any charge? (Lawyer initials) YES ☐ or NO ☒ LOP
8. Counselor, do you have any reason to believe your client was not mentally competent to appreciate and understand the nature, purpose and consequences of his or her acts at the time they were committed and out of which the charges in the Information arose? YES ☐ or NO ☒ LOP
9. Do you understand you are charged with: (for more than six charges use Plea of Guilty, Addendum 1)
 - a. Count 1: Cruelty to Prisoner
 - b. Count 2: Cruelty to Prisoner
 - c. Count 3: Cruelty to Prisoner
 - d. _____
 - e. Count 5: Dismissed
 - f. _____

and have you and your lawyer had a copy of the charge(s)? (Defendant initials) YES ☒ LCB or NO ☐

10. Do you understand that the range of punishment provided for the above crime(s) (is)(are) as follows:

- a. Minimum of 0 to a maximum of 1yr (and)(or) a fine of \$ 1000 YES ☐ or NO ☐
- b. Minimum of 0 to a maximum of 1yr (and)(or) a fine of \$ 1000 YES ☐ or NO ☐
- c. Minimum of 0 to a maximum of 1yr (and)(or) a fine of \$ 1000 YES ☐ or NO ☐
- d. Minimum of _____ to a maximum of _____ (and)(or) a fine of \$ _____ YES ☐ or NO ☐
- e. Minimum of _____ to a maximum of _____ (and)(or) a fine of \$ _____ YES ☐ or NO ☐
- f. Minimum of _____ to a maximum of _____ (and)(or) a fine of \$ _____ YES ☐ or NO ☐

11. Do you understand that if you plead guilty, you can be sentenced to a term of imprisonment within the total of the above range(s) of punishment? YES ☒ or NO _____
12. Do you understand that in addition to that punishment, a Victim Compensation Assessment will be imposed for each charge? YES ☒ or NO _____
13. Do you understand that you are entitled to a speedy jury trial on the charge(s), to confront all witnesses who will testify against you at the trial(s), to remain silent, and to have your witnesses ordered to Court even at the expense of the State? YES ☒ or NO _____
14. Do you understand that the law presumes you are not guilty of the crime(s) charged in the Information, or of any lesser-included offense(s)? YES ☒ or NO _____
15. Do you understand that a plea of not guilty requires the State to prove each and every material allegation of the Information beyond a reasonable doubt to a jury, or to the Court if a jury is waived, and if the State can not do this, you will not be convicted? YES ☒ or NO _____
16. Do you understand that you have the right to keep a plea of not guilty, and in doing so you keep all these rights? YES ☒ or NO _____
17. Do you understand that by entering a plea of NO CONTEST you give up all these rights? YES ☒ or NO _____
18. Have you talked over the charge(s) with your lawyer, do you understand your rights, and have you had your lawyer's advice in this matter? YES ☒ or NO _____
19. Has your lawyer served you well? YES ☒ or NO _____
20. Do you want a jury trial? YES ☒ or NO _____
21. You stand now on a plea of not guilty. Should you change your plea to NO CONTEST guilty, do you understand there has been a plea agreement? YES ☒ or NO _____
- What is your understanding of the plea agreement?
~~AS 1, 2, + 3: 2 yr detention sentence, 40 hours community service, \$200 FINE, \$300 VCA~~
~~AS 1, 2, + 3: 2 yr detention sentence, 40 hours community service, \$200 FINE, \$300 VCA~~
~~AS 1, 2, + 3: 2 yr detention sentence, 40 hours community service, \$200 FINE, \$300 VCA~~
OPS supervision, all fees
DEFENDANT NOT ALLOWED TO WORK AS A DEPUTY, POLICE OFFICER, OR DETENTION OFFICER
22. Do you want to enter your plea(s) now and be sentenced (now) (at a later date)? YES ☒ or NO _____
23. What (is)(are) your plea(s) to the charge(s), (and to each of them)? (handwriting of Defendant only) NO CONTEST YES ☒ or NO _____
24. Do you plead guilty because you did the acts charged? YES ☒ or NO _____
25. Do you plead guilty of your own free will and without any coercion or compulsion of any kind? YES ☒ or NO _____
26. Have you been forced, abused, mistreated, threatened, or promised anything by anyone to have you enter your plea(s)? YES _____ or NO ☒ _____
27. Do you or your lawyer have anything more to say or do you know of any legal reason why you should not be sentenced now? (Defendant initials) YES _____ or NO CLB
 (Lawyer initials) YES _____ or NO LAP
28. THE COURT FINDS:
- A. The Defendant is mentally competent to understand the nature, purpose and consequences of this proceeding, and further, the Defendant was mentally competent to appreciate and understand the acts he or she committed on or about the date alleged in the Information, and to realize the nature, purpose and consequences of those acts at the time they were committed.
- B. The plea agreement is fair and just to the parties and should be concurred in by the Court.
- C. The plea(s) of guilty (is)(are) knowingly and voluntarily entered.

DEFERRED SENTENCING**29. THE COURT ORDERS:**

- A. The plea(s) of guilty (is)(are) accepted by the Court.
- B. The sentencing date is deferred until 9/29/25 at 9:00 a.m.
- C. You are to pay the following to the Oklahoma County Court Clerk:
1. A fine in the amount of \$ 200.00 on or before _____
 2. The court costs in the approximate amount of \$ TBD on or before _____
 3. The Victim Compensation Assessment in the sum of \$ 800.00 on or before _____
 4. The court-appointed attorney fee amount of \$ _____ on or before _____
 5. A laboratory fee for the benefit of the _____
in the amount of \$ _____ on or before _____
- D. You are to pay restitution according to the restitution schedule.
- E. You are to pay \$ _____ to the Department of Mental Health on or before _____

SUSPENDED SENTENCE or SUSPENDED AS TO PART**29. THE COURT ORDERS:**

- A. The plea(s) of guilty (is)(are) accepted by the Court.
- B. You are sentenced to confinement under the supervision of the Oklahoma County Sheriff for a term as follows:
- a. 1441
 - b. 1441
 - c. 1441
 - d. _____
 - e. _____
 - f. _____
- either, to be all-suspended, (Defendant initials) ALL SUSPENDED YES XX or NO _____
or, to be suspended, SUSPENDED AS TO PART YES _____ or NO _____
except as to the first _____ month(s) (years) of the term(s) during which time you are to be held in the custody of
the Oklahoma County Sheriff, the remainder of the sentence(s) to be suspended under the terms set forth in the
Probation Guidelines found below in paragraph 30.
- C. These sentences are to run (concurrently)(consecutively). NOT APPLICABLE YES _____ or NO _____
each other
- D. You are to pay the following to the Oklahoma County Court Clerk:
1. A fine in the amount of \$ 200 on or before now
 2. The court costs in the approximate amount of \$ 160 on or before now
 3. The Victim Compensation Assessment in the sum of \$ 200 on or before now
 4. The court-appointed attorney fee amount of \$ _____ on or before _____
 5. A laboratory fee for the benefit of the _____
in the amount of \$ _____ on or before _____
- E. You are to pay restitution according to the restitution schedule.
- F. You are to pay \$ _____ to the Department of Mental Health on or before _____

TIME TO SERVE**29. THE COURT ORDERS:**

- A. The plea(s) of guilty (is)(are) accepted by the Court.
- B. You are sentenced to confinement under the supervision of the Oklahoma County Sheriff for a term as follows:
- a. _____
 - b. _____
 - c. _____
 - d. _____
 - e. _____
 - f. _____
- C. These sentences are to run (concurrently)(consecutively). NOT APPLICABLE YES _____ or NO _____

D. You are to pay the following to the Oklahoma County Court Clerk:

- 1) A fine in the amount of \$ _____ on or before _____.
- 2) The court costs in the approximate amount of \$ _____ on or before _____.
- 3) The Victim Compensation Assessment in the sum of \$ _____ on or before _____.
- 4) The court-appointed attorney fee amount \$ _____ on or before _____.
- 5) A laboratory fee for the benefit of _____
in the amount of \$ _____ on or before _____.

E. You are to pay restitution according to the restitution schedule.

F. You are to pay \$ _____ to the Department of Mental Health on or before _____.

G. Court Fund Assessment (CTFD) \$ _____.

AFFIDAVIT

ON THE _____ DAY OF _____, 20____, In OKLAHOMA COUNTY, OKLAHOMA, I
committed the following act (s): THE STATE OF OKLAHOMA WOULD BE ABLE TO PROVE
BEYOND A REASONABLE DOUBT THAT DEFENDANT BUTLER:
On or about 11-23-19 I treated Daniel Hendrick in a cruel or inhuman
manner by handcuffing him to a wall in a standing position and playing loud music.
On or about 11-23-19 I treated Brandon Maxwell in a cruel or inhuman manner by
handcuffing him to a wall in a standing position and playing loud music.
On or about 11-30-19 I treated Joseph Mitchell in a cruel or inhuman manner by
handcuffing him to a wall in a standing position and playing loud music. THE STATE WOULD BE
ABLE TO PROVE THE ABOVE STATEMENT OF THE CRIME IS IN MY OWN HANDWRITING OR WRITTEN BY MY AGENT TO PROVE
THE CASE THROUGH TEXT MESSAGES, VIDEO FOOTAGE, THESE CRIMES OCCURRED
ATTORNEY AND APPROVED BY ME. Initials CCB

NOTICE OF RIGHT TO APPEAL IN OKLAHOMA COUNTY IN THE JAIL

- 30) To appeal from a conviction on your plea of guilty you must file a written Application to Withdraw Plea of Guilty within ten (10) days from today. You must set forth in detail the grounds for your withdrawal and request an evidentiary hearing in the trial court. The trial court must hold a hearing and rule upon your application within thirty (30) days from the date it is filed. If the trial court denies your Application you have ninety (90) days from the date of denial to file a Petition for Writ of Certiorari to the Court of Criminal Appeals to appeal the trial court's decision. If you are indigent, these appeals can be prosecuted at public expense, and you can have an attorney appointed to represent you.

Do you understand your right to appeal?

YES ☒ NO ☐

31) Have you fully understood the questions that have been asked?

YES ☒ NO ☐

32) Were your answers freely and voluntarily given?

YES ☒ NO ☐

DONE IN OPEN COURT this 30 day of March, 2023. This document is to be filed in the case.

Assistant District Attorney

Attorney for the Defendant

BLIND PLEA
(M. WOFFEY)

Judge of the District Court

Court Reporter Present

Deputy Court Clerk

CERTIFIED COPY
AS FILED OF RECORD
IN DISTRICT COURT

APR 25 2023

RICK WARREN COURT CLERK
Oklahoma County

Having been previously sworn, I the Defendant whose signature appears below, make the following statements under oath: 1) My Attorney and I have read this Judgment and Sentence and Summary of Facts on the Plea of Guilty. 2) It is a true statement of the questions asked and of my answers to them. 3) I approve this document and I do not desire to change it or add anything to it. 4) I understand that that I may be prosecuted for perjury if I have made false statements to this Court.

Defendant